

# ORDINANCE 306

## FIRE PIT REGULATIONS

BE IT ORDAINED by the City of Hayti, Hamlin County, South Dakota

Open burning for campfires and outdoor cooking is permitted without any burning permit if performed in an approved container constructed of steel, brick, masonry, or fire pit.

Additionally, open burning in portable, outdoor fireplaces is permitted.

1. Burning that is offensive or objectionable because of smoke or odor omissions or when atmospheric conditions or local circumstances make such fire hazardous shall be prohibited.
2. Hours of operation. A person shall not maintain any outdoor burning from 2 A.M. to 7:00 A.M. unless permitted and approved by the city in advance.
3. Extinguishment authority. City officials, Fire Chief or law enforcement are authorized to order the extinguishment of the fire or burning that creates or adds to a hazardous or objectionable situation.
4. For clarity, fire pit includes below ground pits, freestanding fireplaces as set forth above, and portable devices intended to contain and control outdoor fires. All below ground fire pits shall be at least four inches in depth and shall be surrounded on the outside, above ground, by a noncombustible material such as steel, brick or masonry. The fire pit cannot exceed four feet in diameter, nor may the fire pit exceed two feet in height. No fire pit shall be closer than 10 feet to any building or other combustible material.
5. Fire pits may be used in accordance with the manufacturer's specifications and these additional regulations. Only natural firewood or commercial logs may be burned. No burning of lumber pallets, leaves, yard waste, paper, cardboard, garbage and similar items is permitted.
6. The fire must be constantly attended and supervised until the fire has been completely extinguished. A portable fire extinguisher or other approved extinguishment such as a garden hose must be readily available.
7. If the city deems that the conditions are too dry for any type of outdoor fire, the city may by resolution order a temporary ban on the operation or use of any outdoor fire pit.

Passed and adopted this \_\_\_\_ day of \_\_\_\_\_ 2019.

\_\_\_\_\_  
Mayor (print)

\_\_\_\_\_  
Finance Officer (print)

\_\_\_\_\_  
(Signature)

\_\_\_\_\_  
(Signature)

(Seal)

First Reading: August 12, 2019

Second Reading: September 11, 2019

Published: September 18, 2019